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ORIGINAL  
FILED

MAY 15 2007

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CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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E-filing

23 Attorneys for Plaintiff,  
24 Audrey McNamara Nevis

25 UNITED STATES DISTRICT COURT  
26 NORTHERN DISTRICT OF CALIFORNIA

EMC

27 AUDREY MCNAMARA NEVIS,

28 Plaintiff,

v.

29 WELLS FARGO BANK, EXECUTIVE  
30 FINANCIAL LENDING INC. JOHN B.  
31 SPEAR, SHAI MOSHE, GATEWAY  
32 TITLE COMPANY, QUALITY LOAN  
33 SERVICES CORP. and DOES 1-100,  
34 inclusive

CASE NO. **07 2568**

**PLAINTIFF AUDREY MCNAMARA NEVIS'  
EX PARTE MOTION FOR TEMPORARY  
RESTRAINING ORDER AND ORDER TO  
SHOW CAUSE REGARDING PRELIMINARY  
INJUNCTION**

35 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

36 Pursuant to FED. R. CIV. P. 65 and Civil Local Rule 65-1, Plaintiff Audrey McNamara  
37 Nevis (Ms. Nevis) hereby moves the Court *ex parte* for a Temporary Restraining Order and Order  
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1 to Show Cause Regarding Preliminary Injunction to enjoin defendant Wells Fargo (Wells Fargo)  
2 Quality Loan Service Corp. (Quality") and its officers, agents, servants, employees, and all  
3 persons acting in concert with them or acting on their behalf, pending trial of this action from  
4 directly or indirectly initiating foreclosure proceedings on a property owned by plaintiff Audrey  
5 McNamara Nevis and located at 16 Creekside Drive in San Rafael Ca. 94903.

6 This application is made on the grounds that Ms. Nevis will be irreparably harmed without  
7 injunctive relief as Quality and its principals are threatening to foreclose on Ms. Nevis' home, on  
8 May 21, 2007

9 This Application is based on the Complaint on file in this action and the Declarations of  
10 Audrey Nevis and the Memorandum of Points and Authorities filed herewith.

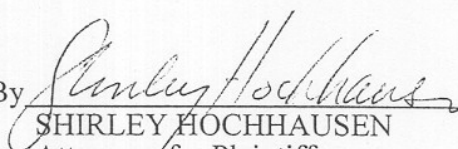
11 As stated in the accompanying Declaration of Shirley Hochhausen and pursuant to Civil  
12 Local Rules 7-10 and 65-1, defendants were notified of this *ex parte* motion and served with the  
13 motion and all supporting papers before they were filed with the Court.

14 Dated: May 15, 2007

15 LAW OFFICES OF ROBERT F. KANE

16 LEGAL AID OF MARIN

17 COMMUNITY LEGAL SERVICES IN EAST PALO ALTO

18  
19 By   
20 SHIRLEY HOCHHAUSEN  
21 Attorneys for Plaintiff  
22 AUDREY MCNAMARA NEVIS  
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